

**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR UTILITY PATENT APPLICATION**

Attorney's Docket No.

028870-224

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I BELIEVE I AM THE ORIGINAL, FIRST AND SOLE INVENTOR (if only one name is listed below) OR AN ORIGINAL, FIRST AND JOINT INVENTOR (if more than one name is listed below) OF THE SUBJECT MATTER WHICH IS CLAIMED AND FOR WHICH A PATENT IS SOUGHT ON THE INVENTION ENTITLED:

Anti-inflammatory And Antimicrobial

Uses For Bioactive Glass Compositions

the specification of which

(check one)



is attached hereto;



was filed on _____ as

Application No. _____

and was amended on _____;

(if applicable)

I HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE;

I ACKNOWLEDGE THE DUTY TO DISCLOSE TO THE OFFICE ALL INFORMATION KNOWN TO ME TO BE MATERIAL TO PATENTABILITY AS DEFINED IN TITLE 37, CODE OF FEDERAL REGULATIONS, Sec. 1.56 (as amended effective March 16, 1992);

I do not know and do not believe the said invention was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to said application; that said invention was not in public use or on sale in the United States of America more than one year prior to said application; that said invention has not been patented or made the subject of an inventor's certificate issued before the date of said application in any country foreign to the United States of America on any application filed by me or my legal representatives or assigns more than twelve months prior to said application;

I hereby claim foreign priority benefits under Title 35, United States Code Sec. 119 and/or Sec. 365 of any foreign application(s) for patent or inventor's certificate as indicated below and have also identified below any foreign application for patent or inventor's certificate on this invention having a filing date before that of the application(s) on which priority is claimed:

COMBINED DECLARATION AND POWER OF ATTORNEY			Attorney's Docket No. 028870-224	
COUNTRY/INTERNATIONAL	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED	
U.S.	60/099,725	10.09.98	YES <u>X</u> NO <u> </u>	
U.S.	09/329,516	9.09.99	YES <u>X</u> NO <u> </u>	

I hereby appoint the following attorneys and agent(s) to prosecute said application and to transact all business in the Patent and Trademark Office connected therewith and to file, prosecute and to transact all business in connection with international applications directed to said invention:

William L. Mathis 17,337 Robert S. Swecker 19,885 Platon N. Mandros 22,124 Benton S. Duffett, Jr. 22,030 Norman H. Stepno 22,716 Ronald L. Grudziecki 24,970 Frederick G. Michaud, Jr. 26,003 Alan E. Kopecki 25,813 Regis E. Slutter 26,999 Samuel C. Miller III 27,360 Robert G. Mukai 28,531 George A. Hovanec, Jr. 28,223 James A. LaBarre 28,632 E. Joseph Gess 28,510	R. Danny Huntington 27,903 Eric H. Weisblatt 30,505 James W. Peterson 26,057 Teresa Stanek Rea 30,427 Robert E. Krebs 25,885 William C. Rowland 30,888 T. Gene Dillahunt 25,423 Patrick C. Keane 32,858 Bruce J. Boggs, Jr. 32,344 William H. Benz 25,952 Peter K. Skiff 31,917 Richard J. McGrath 29,195 Matthew L. Schneider 32,814 Michael G. Savage 32,596	Gerald F. Swiss 30,113 Michael J. Ure 33,089 Charles F. Wieland III 33,096 Bruce T. Wieder 33,815 Todd R. Walters 34,040 Ronni S. Jillions 31,979 Harold R. Brown III 36,341 Allen R. Baum 36,086 Steven M. duBois 35,023 Brian P. O'Shaughnessy 32,747
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and: David S. Bradin, Reg. No. 37,783, and Mary B. Grant, Reg. No. 32,176

Address all correspondence to: **Ronald L. Grudziecki**
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
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 Alexandria, Virginia 22313-1404

Address all telephone calls to: Allen R. Baum at (919) 941-9240.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF SOLE OR FIRST INVENTOR	SIGNATURE	DATE
David C. Greenspan		
RESIDENCE		CITIZENSHIP
3116 NW 62nd Terrace, Gainesville, Florida 32606		U.S.A.
POST OFFICE ADDRESS		
(same as above)		
FULL NAME OF SECOND JOINT INVENTOR, IF ANY	SIGNATURE	DATE
Jon K. West		
RESIDENCE		CITIZENSHIP
1931 NW 47th Street, Gainesville, Florida 32605		U.S.A.
POST OFFICE ADDRESS		
(same as above)		
FULL NAME OF THIRD JOINT INVENTOR, IF ANY	SIGNATURE	DATE
Sean Lee		

RESIDENCE 737 NW 84th Street, Gainesville, Florida 32607		CITIZENSHIP U.S.A.	
POST OFFICE ADDRESS (same as above)			
FULL NAME OF FOURTH JOINT INVENTOR, IF ANY James L. Meyers		SIGNATURE	
DATE			
RESIDENCE 2610 NW 26th Place, Gainesville, Florida 32605		CITIZENSHIP U.S.A.	
POST OFFICE ADDRESS (same as above)			
FULL NAME OF FIFTH JOINT INVENTOR, IF ANY Mason Diamond		SIGNATURE	
DATE			
RESIDENCE 5400 E. 39th Avenue, Apt. E29, Gainesville, Florida 32606		CITIZENSHIP U.S.A.	
POST OFFICE ADDRESS (same as above)			
FULL NAME OF SIXTH JOINT INVENTOR, IF ANY		SIGNATURE	
DATE			
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF SEVENTH JOINT INVENTOR, IF ANY		SIGNATURE	
DATE			
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF EIGHTH JOINT INVENTOR, IF ANY		SIGNATURE	
DATE			
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF NINTH JOINT INVENTOR, IF ANY		SIGNATURE	
DATE			
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF ELEVENTH JOINT INVENTOR, IF ANY		SIGNATURE	
DATE			
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			
FULL NAME OF TWELFTH JOINT INVENTOR, IF ANY		SIGNATURE	
DATE			
RESIDENCE		CITIZENSHIP	
POST OFFICE ADDRESS			

Applicant or Patentee: David C. GREENSPAN et al.

Application or Patent No.: 09/392,516

Filed or Issued: September 9, 1999

For: Anti-inflammatory And Antimicrobial Uses For Bioactive Glass Compositions

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 C.F.R. §§ 1.9(f) AND 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN USBIOMATERIALS INC.

ADDRESS OF CONCERN One Progress Boulevard, Box #23

Alachua, Florida 32615 U.S.A.

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 C.F.R. § 121 for purposes of paying reduced fees under Sections 41(a) and 41(b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average, over the previous fiscal year of the concern, of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled Anti-inflammatory And Antimicrobial Uses For Bioactive Glass Compositions by inventor(s) David C. Greenspan, Sean Lee, James Meyers, John K. West and Mason Diamond described in

- ☐ the specification filed herewith
☒ Application No. 09/392,516, filed September 9, 1999
☐ Patent No. _____, issued _____

If the rights held by the above-identified small business concern are not exclusive, each individual, concern, or organization having rights to the invention is listed below,* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. § 1.9(c), or by any concern that would not qualify as either a small business concern under 37 C.F.R. § 1.9(d) or a nonprofit organization under 37 C.F.R. § 1.9(e).

*NOTE: Separate verified statements are required from each named person, concern, or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27.)

NAME _____

ADDRESS _____

☐ individual ☐ small business concern ☐ nonprofit organization

NAME _____

ADDRESS _____

☐ individual ☐ small business concern ☐ nonprofit organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earlier of the issue fee and any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b).)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code; and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING DAVID C GREENSPAN

TITLE OF PERSON OTHER THAN OWNER VICE PRESIDENT

ADDRESS OF PERSON SIGNING 3116 NW 62nd Terrace

Gainesville, Florida 32606

SIGNATURE David C Greenspan DATE 11/19/99